

Committee Agenda

Committee: House Commerce and Energy
Room: 464
Date: Wednesday, February 1, 2012
Time: 10:00 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

- HB 1121 **amend rate stability provisions to include plant additions.**
Representatives Solum, Brunner, Fargen, Gosch, Hawley, Kirkeby, Lust, Rausch, Street, Verchio, White, and Willadsen and Senators Rave, Adelstein, Frerichs, Hansen (Tom), Johnston, Krebs, Lederman, Nelson (Tom), Olson (Russell), and Tieszen
- HB 1125 **clarify the definition of engaging in business in certain circumstances.**
Representatives Hunt, Hagggar, Hickey, and Tornow and Senators Kraus and Schlekeway
- HB 1139 **revise certain provisions relating to identity theft and employment.**
Representatives Nelson (Stace), Deelstra, Greenfield, Hansen (Jon), Hubbel, Kloucek, Kopp, Miller, Russell, Sly, Steele, Tornow, Venner, Verchio, and Wick and Senators Rampelberg, Begalka, Lederman, and Novstrup (Al)
- HB 1238 **establish sanctions relating to the hiring of illegal aliens.**
Representatives Nelson (Stace), Hubbel, Kopp, Russell, and Steele and Senators Begalka and Tieszen
- HB 1192 **amend certain limited liability company language.**
Representatives Gosch and Lust and Senator Gray
- HB 1221 **increase the minimum wage and to provide for annual adjustments in the minimum wage equivalent to the consumer price index.**
Representatives Kirschman, Blake, Dennert, Elliott, Fargen, Feickert, Gibson, Hunhoff (Bernie), Iron Cloud III, Killer, Kloucek, Lucas, and Schrempp and Senators Bradford, Frerichs, and Hundstad

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

ROGER D. SOLUM, Chair

Committee Agenda

Committee: House Education
Room: 413
Date: Wednesday, February 1, 2012
Time: 7:45 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

HB 1128 require the Board of Education to conduct public hearings before adopting certain standards.

Representatives Bolin, Greenfield, Hickey, Hoffman, Hubbel, Jensen, Liss, Lucas, Miller, Olson (Betty), Tornow, Vanneman, and Venner and Senators Kraus and Juhnke

HB 1158 allow students attending nonpublic high schools to be eligible for the jump start scholarship program.

Representatives Hansen (Jon), Conzet, Moser, and Perry and Senator Novstrup (Al)

HB 1226 revise the index factor in the state aid to general education and state aid to special education formulas, and to require the Legislature to estimate general fund revenues for the current fiscal year and the next fiscal year.

Representatives Lucas, Abdallah, Blake, Brunner, Deelstra, Dennert, Elliott, Fargen, Gibson, Hunhoff (Bernie), Jones, Kirkeby, Kirschman, Kloucek, Munsterman, Perry, Sly, Stricherz, and Turbiville and Senators Sutton, Adelstein, Bradford, Buhl, Cutler, Frerichs, Hundstad, Johnston, Maher, and Schlekeway

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

HB 1145 revise certain provisions relating to the nonrenewal of a teacher's contract.

Representatives Olson (Betty), Hansen (Jon), Jensen, Kirkeby, and Venner and Senators Brown, Begalka, Lederman, Maher, and Peters

THOMAS J. BRUNNER, Chair

Committee Agenda

Committee: House Judiciary
Room: 413
Date: Wednesday, February 1, 2012
Time: 10:00 AM

Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

- HB 1143 **revise certain provisions relating to a perpetrator's knowledge of a rape victim's age or capability to give consent.**
Representatives Nelson (Stace), Deelstra, Greenfield, Hansen (Jon), Hawley, Hubbel, Hunhoff (Bernie), Kloucek, Kopp, Liss, Miller, Olson (Betty), Sly, Tornow, and Venner and Senators Maher, Begalka, Lederman, and Novstrup (Al)
- HB 1126 **establish provisions that a bond paid by, or on behalf of, a defendant in a criminal case shall be paid to the Department of Social Services to pay any child support the defendant owes.**
Representative Hunt and Senator Krebs
- HB 1053 **establish the hope card program relating to protection orders.**
Representatives Stricherz, Bolin, Conzet, Deelstra, Elliott, Gosch, Hawley, Hickey, Hoffman, Lust, Magstadt, Miller, Munsterman, Rausch, Romkema, and Wick and Senators Cutler, Begalka, Olson (Russell), and Rhoden
- HB 1114 **amend provision limiting the time used to determine if a violation is a third or subsequent offense.**
Representatives Hansen (Jon), Brunner, Conzet, Cronin, Dryden, Gibson, Kirkeby, Novstrup (David), Romkema, Rozum, Stricherz, Turbiville, Vanneman, White, and Wismer and Senators Buhl, Gray, Haverly, Johnston, Kraus, Krebs, Maher, Nelson (Tom), Peters, Rampelberg, Rave, Tidemann, and Tieszen
- HB 1099 **increase the fee for a payor to withhold child support.**
Representatives Tornow, Brunner, Conzet, Cronin, Hansen (Jon), Hickey, Jensen, Jones, Kopp, Liss, Lust, Magstadt, Nelson (Stace), Rausch, Russell, Solum, Tulson, Turbiville, Van Gerpen, Venner, Verchio, and Willadsen and Senators Krebs, Begalka, Heineman, Maher, Novstrup (Al), Olson (Russell), Rhoden, and Schlekeway
- HB 1160 **provide for the award of filing fees as court costs in certain appeals.**
Representatives Tornow, Bolin, Boomgarden, Brunner, Fargen, Gibson, Gosch, Hansen (Jon), Hunt, Jones, Kopp, Nelson (Stace), Olson (Betty), Rozum, and Russell and Senators Olson (Russell), Heineman, Novstrup (Al), Peters, and Rhoden
- HB 1181 **revise certain requirements concerning the qualifications of petition circulators.**
Representatives Kirkeby, Abdallah, Hickey, and Jensen and Senators Tieszen, Adelstein, Haverly, and Rampelberg
- HB 1186 **prohibit registered sex offenders from circulating petitions and to provide a penalty for the violation thereof.**
Representatives Jensen, Conzet, Dennert, Greenfield, Hickey, Hoffman, Hubbel, Kirkeby, Kloucek, Kopp, Liss, Lucas, Miller, Olson (Betty), Sly, Solum, Stricherz, Tulson, Venner, and Verchio and Senators Begalka, Adelstein, Juhnke, Krebs, Lederman, Rampelberg, and Sutton

87th Legislative Session – 2012

Committee: House State Affairs

Wednesday, February 01, 2012

P - Present

E - Excused

A - Absent

Roll Call

P Abdallah
P Blake
P Fargen
P Gibson
P Gosch
P Hoffman
P Hunhoff (Bernie)
P Moser
P Rausch
P Turbiville
P Wick
P Cronin, Vice-Chair
P Lust, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Lust.

MOTION: TO APPROVE THE MINUTES OF MONDAY, JANUARY 30, 2012

Moved by: Turbiville
Second by: Gibson
Action: Prevailed by voice vote.

HB 1098: repeal certain provisions providing for the tolling of administrative rules dealing with underground injection control Class III wells and in situ leach mining relating to uranium.

Presented by: Representative Patricia Stricherz
Proponents: Susan Henderson, Self, Edgemont
Dr. Rebecca Leas, Self, Rapid City
Edward Raventon, Sierra Club (Handout: 1)

Opponents: Larry Mann, Powertech, USA

MOTION: TO TABLE HB 1098

Moved by: Turbiville

Second by: Hoffman

Action: Prevailed by roll call vote. (9-4-0-0)

Voting Yes: Abdallah, Fargen, Gosch, Hoffman, Rausch, Turbiville, Wick, Cronin, Lust

Voting No: Blake, Gibson, Hunhoff (Bernie), Moser

HB 1168: provide for the waiver of the state's sovereign immunity in certain instances relating to the control of species of management concern.

Presented by: Representative Lance Russell

Proponents: Charles Kruse, Self, Interior (Handout: 2)

Gary Williams, Self, Wall (Handout: 3)

Mark DeVries, Self, Belvidere

Jeremiah M. Murphy, SD Stockgrowers

Opponents: Blair Dunn, South Dakota Department of Agriculture

Jeff Vonk, Department of Game, Fish and Parks

MOTION: DEFER HB 1168 TO THE 41ST LEGISLATIVE DAY

Moved by: Turbiville

Second by: Gibson

Action: Prevailed by roll call vote. (9-4-0-0)

Voting Yes: Abdallah, Gibson, Gosch, Hunhoff (Bernie), Rausch, Turbiville, Wick, Cronin, Lust

Voting No: Blake, Fargen, Hoffman, Moser

HB 1129: prohibit the use of certain handheld electronic wireless devices for electronic messaging while driving.

Presented by: Representative Jim Bolin

Proponents: Bob Miller, Dakota Transit Association & Funeral Directors Association

Dick Tieszen, State Farm Insurance

Senator Eldon Nygaard

Myron Rau, SD Trucking Association

Daniel Heineman, SD Medical Association

Dave Hewett, SD Association of Healthcare Organizations

Paul Bachand, SD State's Attorneys Association

David Bordewyk, SD Newspaper Association
Brittany Novotny, SD Nurses Association
Greg Boris, South Dakota Voices for Children
Mike Shaw, Property Casualty Insurance Association of America
Drew Duncan, Verizon Wireless

MOTION: DEFER HB 1129 TO THE 41ST LEGISLATIVE DAY

Moved by: Turbiville
Second by: Gosch
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DO PASS HB 1129

Moved by: Gibson
Second by: Blake
Action: Failed by roll call vote. (3-10-0-0)

Voting Yes: Blake, Gibson, Hunhoff (Bernie)

Voting No: Abdallah, Fargen, Gosch, Hoffman, Moser, Rausch, Turbiville, Wick, Cronin, Lust

THE MOTION TO DEFER HB 1129 TO THE 41ST LEGISLATIVE DAY

Moved by: Turbiville
Second by: Gosch
Action: PREVAILED BY ROLL CALL VOTE. (10-3-0-0)

Voting Yes: Abdallah, Fargen, Gosch, Hoffman, Moser, Rausch, Turbiville, Wick, Cronin, Lust

Voting No: Blake, Gibson, Hunhoff (Bernie)

MOTION: ADJOURN

Moved by: Gibson
Second by: Turbiville
Action: Prevailed by voice vote.

Joshua Klumb
Committee Secretary

David Lust, Chair